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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 3213 OF 2005
IN
INCOME TAX APPEAL (L) NO. 1382 OF 2005

The Commissioner of Income Tax ... Appellant

Versus

M/s. L.K.P. Shares & Securities Ltd. Respondent

Mr. B.M. Chatterjee with Ms. P.P. Bhosale and Mr. P.S. Sahadevan for the Appellants.

Mr. Sameer G. Dalal for Respondents.

CORAM: F.I. REBELLO &
J.P. DEVADHAR, JJ.
DATED: SEPTEMBER 12, 2007

P.C.:

. There is delay of 370 days. There is affidavit in support of the motion. The file was sent to Ministry of Law on 11.10.2004 and the draft was received from the Law Department on 17.10.2005. The appeal was filed on 21.10.2005. Considering the delay occasioned in the Law Department, in our opinion, the cause shown would amount sufficient cause. There is also no reply contesting the averments. Considering the above, in our opinion, the cause shown would amount to sufficient cause. Hence, delay condoned. Office to register the appeal.

(J.P. DEVADHAR, J.) **(F.I.REBELLO, J.)**